

FILED

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2012 AUG 13 PM 2:14

CLERK U.S. DISTRICT COURT
CENTRAL DIST. OF CALIF.
LOS ANGELES

BY _____

7
8 **Attorney for Plaintiffs,**
9 **LEON HOLIDAY and HAILA SIMMONS**

10 **UNITED STATES DISTRICT COURT**
11 **CENTRAL DISTRICT OF CALIFORNIA**

12 **LEON HOLIDAY and HAILA SIMMONS,**

13 **Plaintiffs,**

14 **vs.**

15 **RANDY HAUMANN, RYAN SMITH,**
16 **PAUL SPENCER, DAVID KEATHLEY,**
17 **CITY OF SANTA PAULA, and DOES 1-**
18 **10, inclusive,**

19 **Defendants.**

CASE NO. **CV 12-6969-SJO**
(VBR)

COMPLAINT FOR DAMAGES

20 1. This is a civil litigation action seeking damages against defendants for committing
21 acts under color of law, and depriving plaintiffs of rights and secured by the Constitution
22 and laws of the United States. Defendants, while acting in their capacity as policemen in
23 the City of Santa Paula, County of Ventura, State of California deprived plaintiffs of their
24 property without due process of law, made an unreasonable seizure of the property of
25 plaintiffs and deprived plaintiffs of their property without due process of law, thereby
26 depriving plaintiffs of their rights, privileges and immunities as guaranteed by the Fourth,
27 Fifth, and Fourteenth Amendments to the Constitution of the United States. The Court has
28 jurisdiction of this action under 42 U.S.C. Section 1983 and under 28 U.S.C. Section 1343.

2. The jurisdiction of this Court is further invoked pursuant to 28 U.S.C. Section

FILE BY FAX

1 1331.

2 3. Plaintiff Leon Holiday is a citizen and resident of the City of Santa Paula, County
3 of Ventura, state of California and a citizen of the United States. He is of Africa-American
4 descent. Plaintiff Haila Simmons is a citizen and resident of the City of Santa Paula,
5 County of Ventura, state of California and a citizen of the United States.

6 Both Plaintiffs reside together at and are purchasing the residence located at 933
7 E. Santa Paula Street, Santa Paula, California.

8 Plaintiffs timely filed a claim for damages on February 16, 2011. Said claim was
9 rejected on April 13, 2011.

10 4. Defendants Officers Haumann, Sergeant Smith, Senior Officer Spencer and
11 Officer Keathley, were, at all times duly appointed police officers of the City of Santa Paula
12 and assigned to the Santa Paula Police Department. At all times material to this complaint,
13 these defendants acted toward plaintiffs under color of statutes, ordinances, custom and
14 usage of the State of California, City of Santa Paula, and the Santa Paula Police
15 Department.

16 5. Defendants Does 1-10 , inclusive, and others not presently known to the plaintiffs
17 were at all times material to this complaint duly appointed police officers of the City of
18 Santa Paula. At all times material to this complaint, these defendants acted toward
19 plaintiffs under color of the statutes, ordinances, customs and usage of the State of
20 California, City of Santa Paula and the Santa Paula Police Department. Plaintiffs sue all
21 defendants in their individual capacity.

22 COUNT 1

23 6. Plaintiffs allege and reallege Paragraphs 1 through 6 as paragraphs 1-6 of this
24 Count with the same force and effect as if fully set forth herein.

25 7. On the afternoon of August 16, 2011 at approximately 2:20 p.m. Santa Paula
26 Police Officer Haumann was attempting to serve an arrest warrant on an Anthony Holliday
27 who is of African-American descent at 933 Santa Paula Street, city of Santa Paula,
28

1 California because he believed Anthony Holliday resided at said residence. Anthony
2 Holliday did not reside at said residence. He heard a noise which he believed to be a door
3 closing.

4 8. Officer Haumann notified Santa Paula Police dispatch of the situation and began
5 coordinating responding units to set a perimeter around the home. He responded to the
6 front of the residence and retrieved his K9 partner "Hozy." Once a perimeter was in place,
7 Officer Haumann and Senior Officer Spencer Sergeant Smith and Officer Keathley began
8 a search of the area and located an upstairs apartment. Officer Haumann made numerous
9 announcements for Holliday to open the door. After no response, Officer Haumann
10 checked the door and found it to be locked. Sergeant Smith used his foot to forcibly open
11 the door. The interior of the apartment was checked by the aforesaid officers and no one
12 was found to be inside.

13 9. Officers went to the front of the residence and knocked numerous times and
14 made numerous verbal announcements. After no response, Officer Haumann checked the
15 front door and found it to be locked. Sergeant Smith and Officer Haumann checked all
16 ground level windows and doors. All were locked. Sergeant Smith opened the front door
17 using force (his foot). A search of the interior was conducted in which numerous items of
18 property were destroyed. At an upstairs bedroom located on the east side of the residence
19 the door was found to be locked. Force was used to open the door and numerous items
20 of property were destroyed. At the conclusion of the search, no one was found inside. The
21 aforesaid officers left the scene, leaving the doors broken and the residence unsecured.
22 Defendant Officers found no violation of law by Plaintiffs.

23 10. By means of the unlawful entry and trespass of the plaintiffs' residence by the
24 defendant Police Officers, Plaintiffs were deprived of their rights and property without due
25 process of law in violation of the Fourth and Fourteenth Amendments to the Constitution
26 of the United States and 42 U.S. C. Section 1983.

27 11. In doing the acts and things above complained of the aforesaid defendants were
28

1 conspirators engaging in a scheme and conspiracy designed to deny and deprive plaintiffs
2 of rights guaranteed to them under the Constitution and their right to equal protection of the
3 laws of the United States as herein above mentioned.

4 **COUNT 2**

5 12. Plaintiffs allege and reallege Paragraphs 1 through 12 of Count 1 with the same
6 force and effect as if fully set forth herein.

7 13. Defendant City of Santa Paula was negligent in failing to afford Officer
8 Haumann, Sergeant Smith, Senior Officer Spencer and Officer Keathley the proper and
9 special training necessary for the duties they could foreseeably be expected to perform in
10 the course of their employment in that the aforesaid officers received no training or
11 inadequate training in the execution of arrest warrants and search and seizure.

12 14. As a direct and proximate result of the failure to train Officer Haumann, Sergeant
13 Smith, Senior Officer Spencer and Officer Keathley, said trespass to plaintiffs' residence
14 and the destruction of their personal property occurred and plaintiffs suffered severe
15 physical and mental pain, medical expenses, future medical expenses, loss of property and
16 damages to property all in a sum according to proof.

17 **COUNT 3**

18 Plaintiffs allege and reallege Paragraphs 1-14 of Counts 1 and 2 with the same force
19 and effect as if fully set forth herein.

20 15. Not only was the search of plaintiffs' residence performed without probable
21 cause but plaintiffs had behaved in a lawful and orderly manner and no offense of any kind
22 was being committed or had been committed in the presence of the officers who performed
23 the search.

24 16. Plaintiffs have been subjected by the above recited acts, to the deprivation by
25 defendants under color of law and of the customs and usages of the State of California, of
26 rights privileges and immunities secured to them by the Constitution and laws of the United
27 States, particularly their rights of association and speech guaranteed under the First
28

1 Amendment to the Constitution, their rights to security of person and freedom from unlawful
2 search except on probable cause, supported by oath or affirmation guaranteed by the
3 Fourth Amendment to the Constitution, their rights not to be deprived of property without
4 due process of law, guaranteed by the Fifth and Fourteenth Amendments to the
5 Constitution, their rights reserved or retained under the Ninth and Tenth Amendments to
6 the Constitution.

7 17. As a direct consequence and result of the acts of defendants herein above
8 complained of, plaintiffs were deprived of the use of their home for a substantial period of
9 time, suffered much anxiety and distress over the forced entry and damage to their home
10 and property, suffered much anxiety and distress and suffered much discomfort and
11 embarrassment. Their reputation was impaired and they have spent much time and money
12 having their property repaired or replaced.

13 **FOURTH CAUSE OF ACTION**

14 18. Paragraphs 1 through 17 are incorporated herein by reference.

15 19. Prior to August 18, 2010, defendant City of Santa Paula permitted, encouraged,
16 tolerated and ratified a pattern and practice of unjustified unreasonable and illegal searches
17 and seizures of interracial couples residing together by police officers in that:

18 a. Defendants failed to discipline or prosecute or in any manner deal with known
19 incidents of wrongful searches.

20 b. Defendants refused to investigate complaints of previous incidents of wrongful
21 searches and instead officially claimed that such incidents were justified and proper.

22 c. by means of both evasion and cover ups of such wrongful searches, defendants
23 encouraged police officers employed by it to believe that improper searches of interracial
24 couples were permissible.

25 20. On information and belief, Plaintiffs allege that there have been other incidents
26 of illegal searches of interracial couples which resulted in later federal civil rights suits or
27 state actions based on such illegal searches.

1 **21. Defendant has maintained an inadequate system of review of illegal searches**
2 **which system has failed to identify instances of improper searches or to discipline more**
3 **closely supervise or retrain officers who in fact improperly conducted searches.**

4 **22. On information and belief the systemic deficiencies include but are not limited**
5 **to:**

6 **a. preparation of investigative reports designed to vindicate the use of searches**
7 **regardless of whether such actions were justified.**

8 **b. preparation of investigative reports which uncritically rely solely on the word of**
9 **police officers involved in the incidents and which systematically fail to credit testimony by**
10 **non-police officer witnesses.**

11 **c. preparation of investigative reports which omit factual information and physical**
12 **evidence which contradicts the accounts of the officers involved in such incidents prior to**
13 **the completion of investigation.**

14 **d. failure to review investigative reports by responsible superior offices for accuracy**
15 **or completeness and acceptance of conclusions which are unwarranted by the evidence**
16 **or which contradict such evidence.**

17 **23. Defendant also maintains a system of grossly inadequate training pertaining to**
18 **the law of permissible searches and such program fails to meet standard police training**
19 **principles and criteria which require probable cause.**

20 **24. The foregoing acts, omissions and systemic deficiencies and policies and**
21 **customs of defendant and such caused police officers of defendants to be unaware of the**
22 **rules and laws governing permissible searches and to believe that such searches are**
23 **entirely within the discretion of the officer and that improper searches would not be honestly**
24 **and properly investigated all with the foreseeable result that officers are more likely to use**
25 **illegal searches in such situations where such force is neither necessary nor reasonable**
26 **nor legal.**

27 **25. As a direct and proximate result of the aforesaid acts, omissions systemic**
28

1 deficiencies policies and customs of defendant, co defendants improperly trespassed into
2 the plaintiffs' home and destroyed their property.

3 WHEREFORE Plaintiffs LEON HOLIDAY and HAILA SIMMONS requests that this
4 Court:

5 a. Award compensatory damages against the defendants, and each of them, jointly
6 and severally in an amount according to proof.

7 b. Award punitive damages against the individual defendants, RANDY HAUMANN,
8 RYAN SMITH, PAUL SPENCER, DAVID KEATHLEY in an amount according to proof.

9 c. Award costs of this action including attorney's fees to the plaintiffs; and

10 d. Award such other and further relief as this Court may deem appropriate.

11 A jury trial is hereby demanded.

12 DATED: August 13, 2012

13 RESPECTFULLY SUBMITTED,
14 LAW OFFICES OF STEVE PELL

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16 Steve Pell, Attorney for Plaintiffs
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**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

NOTICE OF ASSIGNMENT TO UNITED STATES MAGISTRATE JUDGE FOR DISCOVERY

This case has been assigned to District Judge S. James Otero and the assigned discovery Magistrate Judge is Victor B. Kenton.

The case number on all documents filed with the Court should read as follows:

CV12- 6969 SJO (VBKx)

Pursuant to General Order 05-07 of the United States District Court for the Central District of California, the Magistrate Judge has been designated to hear discovery related motions.

All discovery related motions should be noticed on the calendar of the Magistrate Judge

=====

NOTICE TO COUNSEL

A copy of this notice must be served with the summons and complaint on all defendants (if a removal action is filed, a copy of this notice must be served on all plaintiffs).

Subsequent documents must be filed at the following location:

☐ **Western Division**
312 N. Spring St., Rm. G-8
Los Angeles, CA 90012

☐ **Southern Division**
411 West Fourth St., Rm. 1-053
Santa Ana, CA 92701-4516

☐ **Eastern Division**
3470 Twelfth St., Rm. 134
Riverside, CA 92501

Failure to file at the proper location will result in your documents being returned to you.

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Central District of California

LEON HOLIDAY and HAILA SIMMONS

Plaintiff(s)

v.

RANDY HAUMANN, RYAN SMITH, PAUL
SPENCER, DAVID KEATHLEY, CITY OF SANTA
PAULA, and DOES 1-10, Inclusive,*Defendant(s)*

Civil Action No

CV 12-6969 - SJO
(VBK)**SUMMONS IN A CIVIL ACTION**To: (Defendant's name and address) RANDY HAUMANN, RYAN SMITH, PAUL SPENCER, DAVID KEATHLEY, CITY OF
SANTA PAULA, and DOES 1-10 Inclusive,

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Steve Pell, Esq. (SBN 072218)
LAW OFFICES OF STEVE PELL
2633 Loma Vista Road
Ventura, California 93003-1548
(805) 653-6615
stevepell@stevepell.com

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

Date: AUG 13 2012MARILYN DAVIS

Signature of Clerk or Deputy Clerk



08/13/2012 12:13 8056531055

PELL LAW OFFICES

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AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. _____

PROOF OF SERVICE*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* _____
 was received by me on *(date)* _____.

☐ I personally served the summons on the individual at *(place)* _____
 _____ on *(date)* _____; or

☐ I left the summons at the individual's residence or usual place of abode with *(name)* _____
 _____, a person of suitable age and discretion who resides there,
 on *(date)* _____, and mailed a copy to the individual's last known address; or

☐ I served the summons on *(name of individual)* _____, who is
 designated by law to accept service of process on behalf of *(name of organization)* _____
 _____ on *(date)* _____; or

☐ I returned the summons unexecuted because _____; or

☐ Other *(specify)*: _____

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ 0.00.

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA
CIVIL COVER SHEET

I (a) PLAINTIFFS (Check box if you are representing yourself ☐)
LEON HOLIDAY and HAILA SIMMONS

DEFENDANTS
RANDY HAUMANN, RYAN SMITH, PAUL SPENCER, DAVID
KEATHLEY, CITY OF SANTA PAULA, and DOES 1-10⁺ Inclusive,

(b) Attorneys (Firm Name, Address and Telephone Number. If you are representing yourself, provide same.)

Steve Pell, Esq.
2633 Loma Vista Road
Ventura, CA 93003-1548 (805) 653-6615

Attorneys (If Known)

II. BASIS OF JURISDICTION (Place an X in one box only.)

- ☐ 1 U.S. Government Plaintiff ☐ 3 Federal Question (U.S. Government Not a Party)
☐ 2 U.S. Government Defendant ☒ 4 Diversity (Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES - For Diversity Cases Only
(Place an X in one box for plaintiff and one for defendant.)

	PTF	DEF		PTF	DEF
Citizen of This State	<input checked="" type="checkbox"/> 1	<input type="checkbox"/> 1	Incorporated or Principal Place of Business in this State	<input type="checkbox"/> 4	<input checked="" type="checkbox"/> 4
Citizen of Another State	<input type="checkbox"/> 2	<input type="checkbox"/> 2	Incorporated and Principal Place of Business in Another State	<input type="checkbox"/> 5	<input type="checkbox"/> 5
Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3	<input type="checkbox"/> 3	Foreign Nation	<input type="checkbox"/> 6	<input type="checkbox"/> 6

IV. ORIGIN (Place an X in one box only.)

- ☒ 1 Original Proceeding ☐ 2 Removed from State Court ☐ 3 Remanded from Appellate Court ☐ 4 Reinstated or Reopened ☐ 5 Transferred from another district (specify): ☐ 6 Multi-District Litigation ☐ 7 Appeal to District Judge from Magistrate Judge

V. REQUESTED IN COMPLAINT: JURY DEMAND: ☒ Yes ☐ No (Check 'Yes' only if demanded in complaint.)

CLASS ACTION under F.R.C.P. 23: ☐ Yes ☒ No

☐ MONEY DEMANDED IN COMPLAINT: \$

VI. CAUSE OF ACTION (Cite the U.S. Civil Statute under which you are filing and write a brief statement of cause. Do not cite jurisdictional statutes unless diversity.)

42 USC 1983 unlawful search and seizure

VII. NATURE OF SUIT (Place an X in one box only.)

- | | | | | |
|--|--|---|--|---|
| <input type="checkbox"/> 400 State Reapportionment | <input type="checkbox"/> 110 Insurance | <input type="checkbox"/> 310 Airplane | <input type="checkbox"/> 510 Motions to Vacate Sentence | <input type="checkbox"/> 710 Fair Labor Standards Act |
| <input type="checkbox"/> 410 Antitrust | <input type="checkbox"/> 120 Marine | <input type="checkbox"/> 315 Airplane Product Liability | <input type="checkbox"/> 570 Other Fraud | <input type="checkbox"/> 720 Labor/Mgmt. Relations |
| <input type="checkbox"/> 430 Banks and Banking | <input type="checkbox"/> 130 Miller Act | <input type="checkbox"/> 320 Assault, Libel & Slander | <input type="checkbox"/> 571 Truth in Lending | <input type="checkbox"/> 730 Labor/Mgmt. Reporting & Disclosure Act |
| <input type="checkbox"/> 450 Commerce/ICC Rates/etc. | <input type="checkbox"/> 140 Negotiable Instrument | <input type="checkbox"/> 330 Fed. Employers' Liability | <input type="checkbox"/> 580 Other Personal Property Damage | <input type="checkbox"/> 740 Railway Labor Act |
| <input type="checkbox"/> 460 Deportation | <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment | <input type="checkbox"/> 340 Marine | <input type="checkbox"/> 585 Property Damage Product Liability | <input type="checkbox"/> 790 Other Labor Litigation |
| <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations | <input type="checkbox"/> 151 Medicare Act | <input type="checkbox"/> 345 Marine Product Liability | <input type="checkbox"/> 590 Death Penalty | <input type="checkbox"/> 791 Empl. Ret. Inc. Security Act |
| <input type="checkbox"/> 480 Consumer Credit | <input type="checkbox"/> 152 Recovery of Defaulted Student Loan (Excl. Veterans) | <input type="checkbox"/> 350 Motor Vehicle | <input type="checkbox"/> 540 Mandamus/Other | |
| <input type="checkbox"/> 490 Cable/Sat TV | <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits | <input type="checkbox"/> 355 Motor Vehicle Product Liability | <input type="checkbox"/> 550 Civil Rights | |
| <input type="checkbox"/> 510 Selective Service | <input type="checkbox"/> 160 Stockholders' Suits | <input type="checkbox"/> 360 Other Personal Injury | <input type="checkbox"/> 555 Prison Condition | |
| <input type="checkbox"/> 550 Securities/Commodities/Exchange | <input type="checkbox"/> 190 Other Contract | <input type="checkbox"/> 362 Personal Injury-Med Malpractice | <input type="checkbox"/> 610 Agriculture | <input type="checkbox"/> 820 Copyrights |
| <input type="checkbox"/> 575 Customer Challenge 12 USC 3410 | <input type="checkbox"/> 195 Contract Product Liability | <input type="checkbox"/> 365 Personal Injury-Product Liability | <input type="checkbox"/> 620 Other Food & Drug | <input type="checkbox"/> 830 Patent |
| <input type="checkbox"/> 580 Other Statutory Actions | <input type="checkbox"/> 196 Franchise | <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability | <input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 | <input type="checkbox"/> 840 Trademark |
| <input type="checkbox"/> 591 Agricultural Act | <input type="checkbox"/> 210 Land Condemnation | <input type="checkbox"/> 441 Voting | <input type="checkbox"/> 630 Liquor Laws | <input type="checkbox"/> 861 HIA (139387) |
| <input type="checkbox"/> 592 Economic Stabilization Act | <input type="checkbox"/> 220 Foreclosure | <input type="checkbox"/> 442 Employment | <input type="checkbox"/> 640 R.R. & Truck | <input type="checkbox"/> 862 Black Lung (923) |
| <input type="checkbox"/> 593 Environmental Matters | <input type="checkbox"/> 230 Rent Lease & Ejectment | <input type="checkbox"/> 443 Housing/Accommodations | <input type="checkbox"/> 650 Airline Regs | <input type="checkbox"/> 863 DIWC/DIWW (405(g)) |
| <input type="checkbox"/> 594 Energy Allocation Act | <input type="checkbox"/> 240 Torts to Land | <input type="checkbox"/> 444 Welfare | <input type="checkbox"/> 660 Occupational Safety/Health | <input type="checkbox"/> 864 SSID Title XVI |
| <input type="checkbox"/> 595 Freedom of Info. Act | <input type="checkbox"/> 245 Tort Product Liability | <input type="checkbox"/> 445 American with Disabilities - Employment | <input type="checkbox"/> 690 Other | <input type="checkbox"/> 865 RSI (405(g)) |
| <input type="checkbox"/> 900 Appeal of Fee Determination Under Equal Access to Justice | <input type="checkbox"/> 290 All Other Real Property | <input type="checkbox"/> 446 American with Disabilities - Other | | <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) |
| <input type="checkbox"/> 950 Constitutionality of State Statutes | | <input checked="" type="checkbox"/> 440 Other Civil Rights | | <input type="checkbox"/> 871 IRS-Third Party 26 USC 7609 |

CV12-6969

FOR OFFICE USE ONLY: Case Number: _____

AFTER COMPLETING THE FRONT SIDE OF FORM CV-71, COMPLETE THE INFORMATION REQUESTED BELOW.

FILE BY FAX

UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA
CIVIL COVER SHEET

VIII(a). IDENTICAL CASES: Has this action been previously filed in this court and dismissed, remanded or closed? ☒ No ☐ Yes
If yes, list case number(s): _____

VIII(b). RELATED CASES: Have any cases been previously filed in this court that are related to the present case? ☒ No ☐ Yes
If yes, list case number(s): _____

Civil cases are deemed related if a previously filed case and the present case:

- (Check all boxes that apply) ☐ A. Arise from the same or closely related transactions, happenings, or events; or
☐ B. Call for determination of the same or substantially related or similar questions of law and fact; or
☐ C. For other reasons would entail substantial duplication of labor if heard by different judges; or
☐ D. Involve the same patent, trademark or copyright, and one of the factors identified above in a, b or c also is present.

IX. VENUE: (When completing the following information, use an additional sheet if necessary.)

- a) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which EACH named plaintiff resides.
☒ Check here if the government, its agencies or employees is a named plaintiff. If this box is checked, go to item (b).

County in this District:	California County outside of this District; State, if other than California; or Foreign Country
Ventura	

- b) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which EACH named defendant resides.
☒ Check here if the government, its agencies or employees is a named defendant. If this box is checked, go to item (c).

County in this District:	California County outside of this District; State, if other than California; or Foreign Country
Ventura	

- c) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which EACH claim arose.
Note: In land condemnation cases, use the location of the tract of land involved.

County in this District:	California County outside of this District; State, if other than California; or Foreign Country
Ventura	

Los Angeles, Orange, San Bernardino, Riverside, Ventura, Santa Barbara, or San Luis Obispo Counties
Note: In land condemnation cases, use the location of the tract of land involved.

SIGNATURE OF ATTORNEY (OR PRO PER): _____ Date August 13, 2012

Notice to Counsel/Parties: The CV-71 (JS-44) Civil Cover Sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law. This form, approved by the Judicial Conference of the United States in September 1974, is required pursuant to Local Rule 3-1 is not filed but is used by the Clerk of the Court for the purpose of statistics, venue and initiating the civil docket sheet. (For more detailed instructions, see separate instructions sheet.)

Key to Statistical codes relating to Social Security Cases:

Nature of Suit Code	Abbreviation	Substantive Statement of Cause of Action
861	HIA	All claims for health insurance benefits (Medicare) under Title 18, Part A, of the Social Security Act, as amended. Also, include claims by hospitals, skilled nursing facilities, etc., for certification as providers of services under the program. (42 U.S.C. 1935FF(b))
862	BL	All claims for "Black Lung" benefits under Title 4, Part B, of the Federal Coal Mine Health and Safety Act of 1969. (30 U.S.C. 923)
863	DIWC	All claims filed by insured workers for disability insurance benefits under Title 2 of the Social Security Act, as amended; plus all claims filed for child's insurance benefits based on disability. (42 U.S.C. 405(g))
863	DIWW	All claims filed for widows or widowers insurance benefits based on disability under Title 2 of the Social Security Act, as amended. (42 U.S.C. 405(g))
864	SSID	All claims for supplemental security income payments based upon disability filed under Title 16 of the Social Security Act, as amended.
865	RSI	All claims for retirement (old age) and survivors benefits under Title 2 of the Social Security Act, as amended. (42 U.S.C. (g))